

COUNTY OF ERIE

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ERIE COUNTY LEGISLATURE

LOCAL LAW INTRO. NO. 6 -2000

LOCAL LAW NO. 5 - 2000

2000 AUG 23 A 9:25

A LOCAL LAW amending the Erie County Charter and Erie County Administrative Code with respect to the consolidation of the Erie County Holding Center and Erie County Correctional Facility.

Be it enacted by the Legislature of the County of Erie as follows:

Section 1. Section 1608 of the Erie County Charter, being local law number one of the year nineteen hundred fifty-nine, as amended, is hereby amended to read as follows:

Section 1608. Additional appointments by county executive. The county historian, the veterans' service officer and the head of any other county administrative unit, except as otherwise provided in this charter, shall be appointed by the county executive, subject to confirmation by the county legislature. All such appointees shall serve at the pleasure of the county executive.

Section 2. Article XV of the Erie County Charter, being local law number one of the nineteen hundred fifty-nine, as amended, is hereby amended to by adding thereto a new section 1505 to read as follows:

Section 1505. The sheriff shall appoint the superintendent of the Erie county correctional facility to serve

at his pleasure. At the discretion of the Sheriff, the superintendent may hold another position within the Erie county sheriff's department. In such a case, the superintendent shall only be paid the salary of one position as designated by the sheriff.

Section 3. Section 16.08(e) of the Erie County Administrative Code, being Erie County local law number one of the nineteen hundred sixty, as amended, is hereby amended to read as follows:

e. The superintendent of the Erie county correctional facility shall be appointed on the basis of his administrative experience and his qualifications for the duties of his office. He shall have and exercise all the powers and duties conferred or imposed upon him by the county charter, by this code, by order or direction of the sheriff, by local law, by chapter seven hundred thirteen of the laws of nineteen hundred forty-six or by any other applicable law not inconsistent with the county charter or this code.

Section 4. Notwithstanding any provision of any special law of the State of New York or any local law of Erie County to the contrary, the Sheriff of Erie County shall have custody and

control of the Erie county correctional facility.

Section 5. This local law shall be placed before the voters of the County of Erie at a general election to be held at least sixty (60) days after the adoption hereof. If approved, this local law shall take effect immediately.

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CHARLES M. SWANICK

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CRYSTAL D. PEOPLES

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EDWARD J. KUWIK

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MICHAEL H. RANZENHOFER

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MICHAEL A. FITZPATRICK

---

GEORGE A. HOLT, JR.

---

JUDITH P. FISHER

---

GREGORY B. OLMA

---

ALBERT DEBENEDETTI

---

RAYMOND K. DUSZA

---

LYNN M. MARINELLI

---

JOHN W. GREENAN

---

JEANNE Z. CHASE

---

FREDERICK J. MARSHALL

---

WILLIAM A. PAULY

---

BARRY A. WEINSTEIN, MD

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DALE W. LARSON